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JUN 24 2014

PUBLIC SERVICE  
COMMISSION

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June 20, 2014

Jeff R. Derouen, Esq.  
Kentucky Public Service Commission  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, KY 40602-0615

RE: Motion to Withdraw Jackson Energy's Sample Meter Testing Plan

Dear Jeff:

Enclosed with this correspondence you should find seven (7) copies of the answer I have prepared and filed on behalf of Jackson Energy Cooperative.

If you have question concerns, please do not hesitate to contact me.

With kindest regards,

Sincerely,



Clayton O. Oswald

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Enc.

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

JUN 24 2014

PUBLIC SERVICE  
COMMISSION

In the Matter of:

MR. BILL'S GROCERY

Complainant

Vs.

Case No. 2014-00194

JACKSON ENERGY COOPERATIVE  
CORPORATION

Defendant

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**ANSWER ON BEHALF OF JACKSON ENERGY COOPERATIVE**

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Comes now the Defendant, Jackson Energy Cooperative Corporation, by and through the undersigned counsel, pursuant to the Order of the Public Service Commission issued on June 17, 2014 in the above-captioned case, and for its Answer to the Formal Complaint filed on June 10, 2014 states as follows:

1. In response to the first paragraph of the Complaint, the Defendant admits that the Plaintiff is a domestic corporation licensed to do business in the state of Kentucky. The Defendant is without sufficient knowledge as to the items sold in the Plaintiff's store, and therefore, must deny those allegations at this time.

2. The Defendant admits the allegations contained in paragraph 2 of the Complaint.

3. The Defendant admits the allegations contained in paragraph 3 of the Complaint.

4. In response to paragraph 4 of the Complaint, the Defendant admits the first two sentences in said paragraph; however, with respect to the last sentence of said paragraph which states that the Defendant advised the Complainant that if past due amounts were not paid that

service would be disconnected, the Defendant states that it attempted to work out a repayment schedule with the Complainant before any notice of disconnection was given.

5. The Defendant denies the allegations contained in paragraph 5 of the Complaint.

6. In response to paragraph 6 of the Complaint, the Defendant denies the first sentence contained therein, and the Defendant specifically states that upon request of the Complainant's prior legal counsel, a letter was written to said counsel setting forth the manner in which the under billed amount was calculated. The Defendant admits the remaining allegations contained in paragraph 6 of the Complaint.

7. In response to paragraph 7 of the Complaint, the Defendant notes that the first sentence contained therein contains no factual allegations, but only requests a hearing to resolve this matter. To the extent a response is required to this request, the Defendant agrees that a hearing should be held in this matter. The Defendant denies the remaining allegations in paragraph 7 of the Complaint.

8. Any allegations contained in the Complaint that are not specifically admitted in this Answer are hereby denied.

#### **FIRST DEFENSE**

9. The Complaint fails to state a claim upon which relief can be granted, and therefore, should be dismissed.

#### **SECOND DEFENSE**

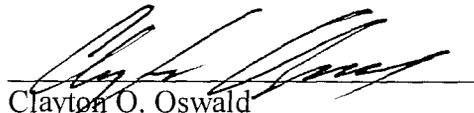
10. The Complaint fails to state a prima facie case that the Defendant has violated any of its tariffs, any statute, Commission regulation or other law, and as such, the Complaint should be dismissed.

**THIRD DEFENSE**

11. The Plaintiff's claim for emotional distress, humiliation and damage to its good name and reputation should be dismissed because such damages are not recoverable under any applicable law or regulation.

WHEREFORE, having fully answered the Formal Complaint in this matter, the Defendant, Jackson Energy Cooperative Corporation, respectfully requests that the Complaint against it be dismissed and for any and all other relief to which it may be entitled.

Respectfully submitted by,



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Attorney for Defendant

**CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that a true and correct copy of this motion was served by mailing a copy of same by first class mail, postage prepaid, to the following:

**ORIGINAL TO:**

Jeff R. Derouen, Esq.  
Kentucky Public Service Commission  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, KY 40602-0615

**COPIES TO:**

Hon. Bill Meader  
Attorney at Law  
P.O. Box 499  
Hyden, KY 41749

DATED this the 20 day of June 2014.

  
\_\_\_\_\_  
Counsel for Jackson Energy Cooperative